

立法會

Legislative Council

LC Paper No. LS 17/02-03

**Paper for the House Committee Meeting
on 15 November 2002**

**Legal Service Division Report on
Subsidiary Legislation Gazetted on 8 November 2002**

Date of tabling in LegCo : 13 November 2002

Amendment to be made by : 11 December 2002 (or 8 January 2003 if
extended by resolution)

PART I SHIPPING AND PORT CONTROL

Shipping and Port Control Ordinance (Cap. 313)

Shipping and Port Control (Closure of Waters) (No. 2) Notice 2002 (L.N. 164)

This Notice specifies the area of the waters off the Phase II Hong Kong Convention and Exhibition Centre to be closed to certain class of vessels for the period between noon on 18 November 2002 and 3:00 pm on 20 November 2002.

2. Under section 16B of the Shipping and Port Control Ordinance, where the Director of Marine reasonably believes that it is necessary in the interests of safety to close any area of the waters of Hong Kong to all vessels or any vessel belonging to any class, type or description, he may by notice in the Gazette close that area to such vessels. If without reasonable excuse a vessel being the subject of the notice enters that area, the master of the vessel commits an offence and is liable to a fine at level 3 (\$10,000) and to imprisonment for 6 months.

3. No difficulties relating to the legal and drafting aspects of the Notice have been identified.

PART II COMMENCEMENT NOTICE

Waste Disposal Ordinance (Cap. 354)

Waste Disposal (Designated Waste Disposal Facility) (Amendment) Regulation 2002 (L.N. 118 of 2002) (Commencement) (Notice) 2002 (L.N. 165)

Waste Disposal (Refuse Transfer Station) (Amendment) Regulation 2002 (L.N. 119 of 2002) (Commencement) Notice 2002 (L.N. 166)

4. These two Notices appoint 12 December 2002 as the day on which the Waste Disposal (Designated Waste Disposal Facility) (Amendment) Regulation 2002 (L.N. 118 of 2002) and the Waste Disposal (Refuse Transfer Station) (Amendment) Regulation 2002 (L.N. 119 of 2002) shall come into operation.

5. The Legal Service Division made a report on these two pieces of subsidiary legislation to the House Committee on 4 October 2002 (LC Paper No. LS 130/01-02 refers). To recap, L.N. 118 updates the address of West Kowloon Transfer Station and adds Yung Shue Wan Station, Sok Kwu Wan Station, Ma Wan Station and Northwest New Territories Transfer Station to the list of designated waste disposal facilities. L.N. 119 adds Ma Wan Station and Northwest New Territories Transfer Station to the list of refuse transfer stations and prescribes charges for the disposal of waste at these stations.

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